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In the Supreme Court of the United States

OCTOBER TERM, 1969.

No. 393

CLEVELAND BOARD OF EDUCATION,
Petitioner,

vs.

MASHETER, HIGHWAY DIRECTOR, STATE OF OHIO,
Respondent.

PETITION FOR A WRIT OF CERTIORARI
To the Supreme Court of Ohio.

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Petitioner prays that a Writ of Certiorari issue to review the judgment and opinion of the Supreme Court of Ohio entered in this cause on the 19th day of February, 1969, reversing the Court of Appeals for the Eighth Judicial District of Ohio, Cuyahoga County, and the Probate Court of Cuyahoga County, and the further order of the Supreme Court of Ohio entered in this cause on March 19, 1969, denying petitioner's Motion for Rehearing.

CITATIONS TO OPINIONS BELOW.

The Supreme Court of Ohio's decision reversing the lower Court is found at 17 Ohio St. 2d 27, 244 N.E. 2d 745 and 46 Ohio Opns. 2d 197 (1969). The Court of Appeals affirmed without opinion in the Journal Entry, printed in the Appendix *infra,* page 12. No opinion was rendered by the Probate Court but the Journal Entry is likewise printed in the Appendix, *infra,* page 9.